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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 SOUTHERN DIVISION
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12 GEORGE EUGENE CROSS,

13 Plaintiff,

14 v.

15 SHERIFF SANDRA HUTCHENS, et al.,

16 Defendants.
17

No. SA CV 11-1399-CJC (PLA)

18 **ORDER ADOPTING MAGISTRATE**
19 **JUDGE'S FINAL REPORT AND**
20 **RECOMMENDATION**
21

22 Pursuant to 28 U.S.C. § 636, the Court has reviewed the entire file de novo, including the
23 magistrate judge's final report and recommendation, and the objections to the report and
24 recommendation that have been filed herein. The Court agrees with the recommendations of the
25 magistrate judge.
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27 **ACCORDINGLY, IT IS ORDERED:**

- 28
1. The final report and recommendation is adopted.
 2. Plaintiff's Third Amended Complaint is dismissed without leave to amend for failure to state a claim, but without prejudice to plaintiff raising his claims as a petition for writ of habeas corpus.

DATED: May 30, 2012

HONORABLE CORMAC J. CARNEY
UNITED STATES DISTRICT JUDGE